

ALEX G. TSE (CABN 152348)  
United States Attorney

BARBARA J. VALLIERE (DCBN 439353)  
Chief, Criminal Division

JEFF SCHENK (CABN 234355)  
JOHN C. BOSTIC (CABN 264367)  
ROBERT S. LEACH (CABN 196191)  
Assistant United States Attorneys

150 Almaden Boulevard, Suite 900  
San Jose, California 95113  
Telephone: (408) 535-5061  
Fax: (408) 535-5066  
Jeffrey.b.schenk@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	CR-18-00258-EJD (SVK)
	)	
Plaintiff,	)	JOINT STATUS MEMORANDUM
	)	
v.	)	
	)	
ELIZABETH HOLMES and	)	
RAMESH "SUNNY" BALWANI,	)	
	)	
Defendants.	)	
	)	
	)	

On October 12, 2018, the Court issued an Order Denying Defendants' Motion for Order Directing Government to Cease And Desist Post-Indictment Use of the Grand Jury Process. ECF No. 54. In the order, the Court directed the parties to meet and confer upon procedures for a privilege review of Theranos' September 14, 2018 production. On October, 19, 2018, counsel for the parties met and conferred telephonically. Counsel for the United States advised counsel for the defendants that it is in the process of forming a "taint or filter" team to review the production for information subject to a privilege belonging to defendants. The parties further agreed that the taint or filter team will solicit input from defense counsel regarding search terms and additional procedures that should be employed.

1 The parties further agreed that, before any documents from the September 14, 2018 production are  
2 produced to the government's trial team, the taint or filter team will provide notice to counsel for the  
3 defendants of the documents to be produced and sufficient opportunity to raise any specific objections  
4 with the Court. To date, no disagreements have arisen with respect to the procedures for a privilege  
5 review.

6 DATED: October 22, 2018

Respectfully submitted,

7 ALEX G. TSE  
8 United States Attorney

9  
10 /s/  
11 JEFF SCHENK  
12 JOHN C. BOSTIC  
13 ROBERT S. LEACH  
14 Assistant United States Attorneys

15 DATED: October 22, 2018

16 KEVIN DOWNEY  
17 LANCE WADE  
18 Attorneys for Elizabeth Holmes

19 DATED: October 22, 2018

20  
21 JEFF COOPERSMITH  
22 MARK BARTLETT  
23 Attorneys for Ramesh "Sunny"  
24 Balwani  
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